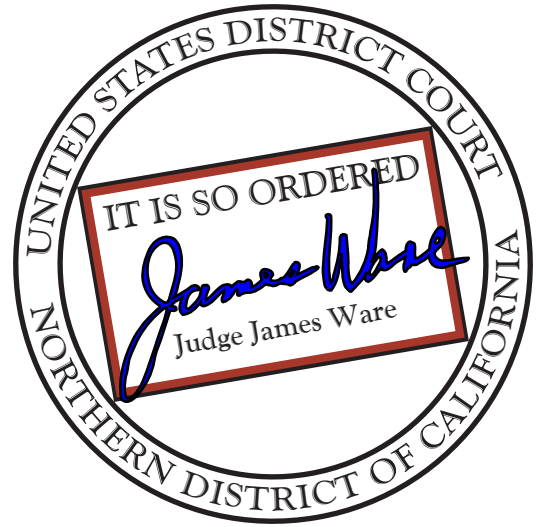


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EXECUTIVE TRUSTEE SERVICES, LLC



**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

CARLOS H. PEREZ, individually and on behalf	)	CASE NO. C08-01972-JW
of the general public,	)	
	)	Hon. James Ware
Plaintiff,	)	
	)	 [PROPOSED] ORDER GRANTING
v.	)	LEAVE TO FILE SECOND AMENDED
	)	COMPLAINT AND SETTING
GMAC MORTGAGE USA CORPORATION	)	ASSOCIATED DEADLINES
a/k/a GMAC MORTGAGE, LLC, a Delaware	)	
corporation, et al.,	)	
	)	
Defendants.	)	

Having read the Stipulation re Filing of Second Amended Complaint and Associated Deadlines, and good cause appearing:

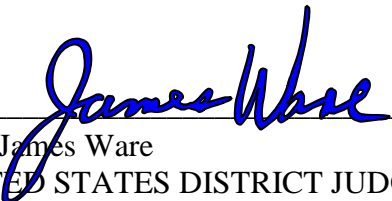
(1) Plaintiff is granted leave to file a Second Amended Complaint on or before February 13, 2009;

1 (2) Defendants will have until March 6, 2009, to answer or otherwise respond to  
2 Plaintiff's SAC; and

3 (3) Defendants shall have no obligation to respond to the existing First Amended  
4 Complaint.

5 IT IS SO ORDERED.

6  
7 Dated: January 23, 2009

  
Hon. James Ware  
UNITED STATES DISTRICT JUDGE

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